

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Hambrecht et al.	Atty Docket:	2955/107
Serial No:	10/632,818	Art Unit:	3691
Date Filed:	August 4, 2003	Examiner:	Campen, K.
Invention:	Auction System and Method for Pricing and Allocation During Capital Formation		

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MAIL STOP AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

ELECTION OF SPECIES

Dear Sir:

In response to the election of species requirement of April 11, 2008, Applicants provisionally elect to prosecute Species II and further elect “ permit extension of credit” of claim 20 and “action server, auction database and an account info server” of claim 23. Therefore, claims 17-26 have been elected.

Applicants respectfully traverse and ask that the examiner reconsider the election requirement with respect to claims 2-7. Claim 2 is directed to a computer-implemented method that the computer system of claim 17 is designed to perform. Claim 2 is thus generic relative to claim 17. Claim 17 is substantively narrower in that the system claimed also must allocate to prospective investors based on the clearing price. Elected claims 18-22 also correlate closely with claims 3-7. In view of the overlap of subject matter, applicants submit that the examiner would not be burdened by a separate or different search. For these reasons, the examiner should reconsider acting on all of claims 17-26 and 2-7.

Applicants' counsel thanks the examiner for the courtesy of a telephone discussion on May 20, 2008. The election of species requirement and manner of responding to same was reviewed and clarified.

Early substantive consideration of this application is respectfully solicited.

Respectfully submitted,
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